

IC 25-8-2

Chapter 2. Cosmetology Regulation; Definitions

IC 25-8-2-1

Definitions applicable to article

Sec. 1. The definitions in this chapter apply throughout this article.

As added by P.L.257-1987, SEC.1.

IC 25-8-2-2

"Agency"

Sec. 2. "Agency" refers to the Indiana professional licensing agency established by IC 25-1-5-3.

As added by P.L.257-1987, SEC.1. Amended by P.L.1-2006, SEC.424.

IC 25-8-2-2.1

"Barber"

Sec. 2.1. "Barber" means a person licensed under IC 25-8-12.1.

As added by P.L.84-2010, SEC.21.

IC 25-8-2-2.2

"Barber instructor"

Sec. 2.2. "Barber instructor" means a person licensed under IC 25-8-6.4 to teach barbering.

As added by P.L.84-2010, SEC.22.

IC 25-8-2-2.3

"Barber school"

Sec. 2.3. "Barber school" means an establishment licensed under IC 25-8-6.3 that offers training in barbering.

As added by P.L.84-2010, SEC.23.

IC 25-8-2-2.4

"Barber shop"

Sec. 2.4. "Barber shop" means an establishment licensed under IC 25-8-8.1 that offers barbering to the public.

As added by P.L.84-2010, SEC.24.

IC 25-8-2-2.5

Repealed

(Repealed by P.L.157-2006, SEC.76.)

IC 25-8-2-2.6

"Beauty culture professional"

Sec. 2.6. "Beauty culture professional" refers to the following:

- (1) A cosmetologist licensed under IC 25-8-9.
- (2) An electrologist licensed under IC 25-8-10.
- (3) A manicurist licensed under IC 25-8-11.
- (4) An esthetician licensed under IC 25-8-12.5.

(5) An instructor licensed under IC 25-8-6.

(6) A barber licensed under IC 25-8-12.1.

As added by P.L.78-2008, SEC.2. Amended by P.L.84-2010, SEC.26.

IC 25-8-2-2.7

"Barbering"

Sec. 2.7. (a) "Barbering" means performing one (1) or more of the following practices upon the head, face, or neck of a person:

(1) Cutting, trimming, styling, arranging, dressing, curling, permanent waving, cleansing, bleaching, tinting, coloring, or similarly treating hair.

(2) Shaving or trimming beards and mustaches.

(3) Applying oils, creams, antiseptics, clays, powders, lotions, or other preparations, either by hand or by mechanical appliances, in the performance of facial or scalp massage.

(b) "Barbering" does not include performing any of the acts described in subsection (a) when done:

(1) in treating illness or disease;

(2) as a student in a barber school that complies with the notice requirements set forth in IC 25-8-6.3; or

(3) without compensation.

As added by P.L.84-2010, SEC.25.

IC 25-8-2-3

"Board"

Sec. 3. "Board" refers to the state board of cosmetology and barber examiners.

As added by P.L.257-1987, SEC.1. Amended by P.L.84-2010, SEC.27.

IC 25-8-2-3.5

Repealed

(Repealed by P.L.78-2008, SEC.7; P.L.105-2008, SEC.67.)

IC 25-8-2-4

"Cosmetologist"

Sec. 4. "Cosmetologist" means a person licensed under IC 25-8-9 to provide cosmetology.

As added by P.L.257-1987, SEC.1.

IC 25-8-2-5

"Cosmetology"

Sec. 5. (a) "Cosmetology" means performing any of the following acts on the head, face, neck, shoulders, torso, arms, hands, legs, or feet of a person:

(1) Cutting, trimming, styling, arranging, dressing, curling, waving, permanent waving, cleansing, bleaching, tinting, coloring, or similarly treating hair.

(2) Applying oils, creams, antiseptics, clays, lotions, or other preparations to massage, cleanse, stimulate, manipulate,

exercise, or beautify.

(3) Arching eyebrows.

(4) Using depilatories.

(5) Manicuring and pedicuring.

(b) "Cosmetology" does not include performing any of the acts described in subsection (a):

(1) in treating illness or disease;

(2) as a student in a cosmetology school that complies with the notice requirements set forth in IC 25-8-5-6;

(3) in performing shampooing operations; or

(4) without compensation.

(c) "Cosmetology" does not include performing the act of threading.

As added by P.L.257-1987, SEC.1. Amended by P.L.5-1988, SEC.135; P.L.236-1995, SEC.3; P.L.157-2006, SEC.35; P.L.78-2008, SEC.3.

IC 25-8-2-5.5

Repealed

(Repealed by P.L.78-2008, SEC.7.)

IC 25-8-2-6

"Cosmetology salon"

Sec. 6. "Cosmetology salon" means an establishment offering cosmetology to the public.

As added by P.L.257-1987, SEC.1.

IC 25-8-2-7

"Cosmetology school"

Sec. 7. "Cosmetology school" means an establishment licensed under this article that offers training in cosmetology.

As added by P.L.257-1987, SEC.1. Amended by P.L.236-1995, SEC.4.

IC 25-8-2-8

"Electrolysis"

Sec. 8. "Electrolysis" means the removal of unwanted hair by an electrified needle.

As added by P.L.257-1987, SEC.1.

IC 25-8-2-9

"Electrologist"

Sec. 9. "Electrologist" means a person licensed under IC 25-8-10 to provide electrolysis.

As added by P.L.257-1987, SEC.1.

IC 25-8-2-9.2

"Electrology salon"

Sec. 9.2. "Electrology salon" means an establishment offering electrology to the public.

As added by P.L.184-1991, SEC.1.

IC 25-8-2-9.5

"Esthetician"

Sec. 9.5. (a) "Esthetician" means a person who engages solely in one (1) or more of the following practices:

- (1) Giving facials, applying makeup, and giving skin care.
- (2) Beautifying, massaging, or cleaning the body with the use of cosmetic preparations, antiseptics, tonics, lotions, or creams.
- (3) Removing superfluous hair from the body by the use of depilatories, waxing, or tweezers.

(b) The term does not include performing any of the acts described in subsection (a):

- (1) in treating an illness or a disease;
- (2) as a student in a cosmetology school that complies with the notice requirements under IC 25-8-5-6;
- (3) without compensation; or
- (4) incident to the retail sale of cosmetics.

(c) The term does not include a person who:

- (1) engages in threading; and
- (2) does not engage in one (1) or more of the practices described in subsection (a).

As added by P.L.144-1990, SEC.1. Amended by P.L.184-1991, SEC.2; P.L.113-1999, SEC.2; P.L.78-2008, SEC.4.

IC 25-8-2-9.6

"Esthetic salon"

Sec. 9.6. "Esthetic salon" means a place in which a person acts as an esthetician.

As added by P.L.144-1990, SEC.2. Amended by P.L.184-1991, SEC.3.

IC 25-8-2-10

"Instructor"

Sec. 10. "Instructor" means a person:

- (1) licensed under IC 25-8-6 to teach in a cosmetology school;
- or
- (2) licensed under IC 25-8-6.4 to teach in a barber school.

As added by P.L.257-1987, SEC.1. Amended by P.L.236-1995, SEC.5; P.L.113-1999, SEC.3; P.L.84-2010, SEC.28.

IC 25-8-2-11

"License"

Sec. 11. "License" means a document issued by the agency and the board to permit a person to engage in an activity regulated under this article.

As added by P.L.257-1987, SEC.1.

IC 25-8-2-12

"Licensed"

Sec. 12. "Licensed" means possessing a valid license issued under this article.

As added by P.L.257-1987, SEC.1.

IC 25-8-2-13

"Manicuring"

Sec. 13. "Manicuring" means cleaning, dressing, polishing, sculpting, tipping, or wrapping the nails of a person.

As added by P.L.257-1987, SEC.1.

IC 25-8-2-14

"Manicurist"

Sec. 14. "Manicurist" means a person licensed under IC 25-8-11 to provide manicuring.

As added by P.L.257-1987, SEC.1.

IC 25-8-2-15

"Manicurist salon"

Sec. 15. "Manicurist salon" means an establishment offering manicuring to the public.

As added by P.L.184-1991, SEC.4.

IC 25-8-2-15.5

"Mobile salon"

Sec. 15.5. "Mobile salon" means either of the following:

- (1) A self-contained facility that may be moved, towed, or transported from one (1) location to another and in which cosmetology, electrology, esthetics, or manicuring is practiced.
- (2) A business in which cosmetology, electrology, esthetics, or manicuring equipment is transported to and used on a temporary basis at a location other than a selected salon site, including:
 - (A) other cosmetology, electrology, esthetic, or manicuring salons;
 - (B) clients' homes; and
 - (C) nursing homes.

As added by P.L.197-2007, SEC.29.

IC 25-8-2-16

Repealed

(Repealed by P.L.157-2006, SEC.76.)

IC 25-8-2-17

Repealed

(Repealed by P.L.105-2008, SEC.67.)

IC 25-8-2-18

Repealed

(Repealed by P.L.157-2006, SEC.76.)

IC 25-8-2-19

"Threading"

Sec. 19. "Threading" refers to:

- (1) a technique that results in the removal of superfluous hair from the body by twisting thread around unwanted hair and pulling it from the skin; and
- (2) the incidental trimming of eyebrow hair.

As added by P.L. 78-2008, SEC.5.